

Effie F. Anastassiou, Esq. (State Bar #96279)  
 ANASTASSIOU & ASSOCIATES  
 242 Capitol Street  
 Post Office Box 2210  
 Salinas, California 93902  
 Telephone: (831) 754-2501  
 Facsimile: (831) 754-0621

Attorneys for Plaintiff  
 MAJOR FARMS, INC.

**IN THE UNITED STATES DISTRICT COURT**

**FOR THE NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

HIGASHI FARMS, INC., a corporation; K&S )  
 FARMS, LLC, a limited liability company; )  
 M. NISHIMORI FARMS, INC., a )  
 corporation; MANN PACKING CO., INC., a )  
 corporation; MARTIN JEFFERSON & )  
 SONS, a partnership; MERRILL FARMS, )  
 LLC, a limited liability company; NEW )  
 STAR FRESH FOODS, LLC, a limited )  
 liability company; TAYLOR FARMS )  
 CALIFORNIA, INC., a corporation; )

Plaintiffs,

v.

BANK OF THE WEST, a California banking )  
 corporation, as Administrative Agent for )  
 itself, AGSTAR FINANCIAL SERVICES, )  
 PCA/FLCA, and FCS FINANCIAL, PCA; )  
 STEVE FRANSON, as Receiver for SALYER )  
 AMERICAN FRESH FOODS, a California )  
 Corporation, )

Defendants.

AND ALL RELATED ACTIONS.

Case Nos.: 09-CV-04983-JF  
 09-CV-04985-JF  
 09-CV-04207-JF

**PLAINTIFF MAJOR FARMS, INC.'S NOTICE  
 OF WITHDRAWAL OF PACA TRUST CLAIM  
 AND AGREED DISMISSAL OF COMPLAINT  
 AND REQUEST FOR DISMISSAL WITH  
 PREJUDICE AS TO DEFENDANT SALYER  
 AMERICAN FRESH FOODS, A CALIFORNIA  
 CORPORATION, ONLY AND ~~PROPOSED~~  
 ORDER REGARDING DISMISSAL**

Pursuant to the Stipulation to Resolve and Release Claims of Major Farms, Inc. and Dismiss Pending complaint/Complaint in Intervention and/or Withdrawal of Claim dated May 20, 2011, ECF No. 83, Plaintiff Major Farms, Inc. hereby gives notice that it is withdrawing its PACA Trust Claim, as to Defendant Salyer American Fresh Foods, a California corporation ("SAFF") *only*, and it respectfully requests that this Court dismiss Major Farms, Inc.'s Complaint as to Defendant SAFF *only*.

Dated: June 24, 2011

ANASTASSIOU & ASSOCIATES

By: /s/ Effie F. Anastassiou  
Effie F. Anastassiou, Esq.  
Attorneys for Plaintiff,  
Major Farms, Inc.

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED that Major Farms, Inc.'s Complaint is dismissed as to Defendant SAFF *only*.

SO ORDERED.

Dated: 6/30/11

  
United States District Court Judge Jeremy Fogel

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